

From S. F.:  
Nippon Maru, Dec. 13  
For S. F.:  
Honolulu, Dec. 11.  
From Vancouver:  
Zealandia, Jan. 1.  
For Vancouver:  
Marama, Dec. 31.

# Honolulu Star-Bulletin

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## LITTLE SERBIA TO DEMAND RIGHTS

### ARMY POSTS STIRRED BY ALLEGED SLANDER

Enlisted Men Declare School  
Principal's Words at Bijou  
Massmeeting Are Insult

In defense of their reputation and the honor of the uniform they wear, the soldiers of an entire army post have risen, almost to a man, and are demanding public retraction by Principal Perley Horne of Kamehameha Schools, of certain statements attacking the character of the enlisted men alleged to have been made by him. Fort Shafter is up in arms, and with the officers behind them, the men intend to press their case to the limit, possibly taking it into the courts in the form of slander proceedings.

Enlisted men back of the protest assert that they will fight to a finish in the courts and elsewhere until they get Professor Horne removed from his present position at the head of the Kamehameha Schools, and some of them talk of even more summary action.

Exception is taken to a scathing denunciation of the soldiery of Oahu made by Professor Horne during a speech before the mass meeting of citizens held at the Bijou theater the night of Sunday, December 1, the meeting being called to discuss conditions affecting girls and women in Hawaii. Professor Horne is quoted as saying "that girls dreaded to leave school and go out into the world now unless they are well provided for, because they were aware of the soldier and adventurers from the mainland who considered Hawaiian, and part Hawaiian girls their legitimate prey."

**Soldiers Protest**  
The men from Shafter, the army post nearest to town, have rushed to the defense of their uniform, and have organized to secure either retraction or substantialization from the school principal. It is said that a considerable fund has already been raised to defray legal expenses, and that soldiers from the other posts on the island are in full sympathy with the movement and are ready to dig down for contributions.

**Officers Take Stand**  
Captain Jamieson, commanding Fort Shafter, stated this morning through his adjutant, Lieutenant Preston, that he had taken no action in the matter as yet, but might do so. The general attitude of the officers is to stand back of the men in any action which the latter may take, and several commissioned officers have expressed their indignation at the tendency of some alleged reformers to make loose and slanderous statements regarding the army.

Sergeant M. Dishler, of L company Second Infantry, has been acting for the men of Fort Shafter, and this morning he applied to Lieutenant Colonel Campbell, adjutant general, for permission to call a massmeeting of soldiers to be held at some local theater next Sunday, to pass resolutions and launch a campaign that will protect the soldiers from slanderous attacks. This permission can come only from the department commander, and Colonel Campbell promised to take the matter up with Colonel McGaughey, and give Sergeant Dishler an answer tomorrow morning. The adjutant general is in sympathy with any dignified movement by the soldiers that will put their attitude fairly and squarely before the people of Honolulu.

Attorney Lorin Andrews has been retained, according to Sergeant Dishler, to attend to the legal end of the controversy.

The Service, a local weekly devoted to army and navy matters, has already taken Professor Horne to task editorially for his alleged statements and considerable publicity is likely to be given to the controversy.

**The Soldiers' Side.**  
Explaining the position of the soldiers, Sergeant Dishler said:

"We all know that the enlisted men have a hard enough time on these islands, always going round in uniform because civilian clothes are prohibited, without being insulted, but when there men make false and misleading statements to the public, then it is time for the army to wake up, every soldier should take an interest in clearing his name."

"I have been stationed at Fort Shafter since September, 1911, and to my knowledge no case of rape or any other case of mistreating young girls, either Hawaiian or other nationality, has been reported to the commanding

(Continued from page two.)

**Iron Fence**  
DRIVE GATES, LAWN FURNITURE  
H. E. HENDRICK, LTD.

### MAY SETTLE MAHUKA CASE OUT OF COURT

Hearing Postponed Until To-  
morrow by Agreement of  
Both Sides

JUDGE DOLE SUSTAINS  
BRECKONS' CONTENTION

Rules Out of Evidence Deed  
of Cooke Property Sale

When the jury in the present Mahuka site hearing is called into court tomorrow it may be dismissed and the suit declared settled. At least this is the rumor downtown today following the temporary dismissal of the jury this morning, to meet again at 8:30 o'clock tomorrow morning.

U. S. District Attorney Breckons could not be located by the Star-Bulletin today in an effort to obtain a confirmation of the report that the government has come forward with a proposition to reach an agreement with the Austin estate by arbitration whereby the valuation of the estate's interest in the E. O. Hall & Co. site will be settled.

Immediately on the calling of court this morning, Judge Dole announced his decision, sustaining the government's objection to the admission as evidence of the deed of sale on the Cooke property. Breckons then asked for a two minute recess for a conference with Attorney C. H. Olson, counsel for the Austin estate. Returning from that conference, the district attorney asked for a further recess and requested a conference in chambers with the judge.

After a talk in private with the court and Attorney Olson, Breckons, in open court, announced that for reasons known and approved by the court, and which it was understood would in no way delay the progress of the hearing, he desired a postponement of the hearing until tomorrow morning.

If the reported negotiations for a settlement on an agreed valuation of the Austin estate's interest are successful only one more hearing will remain to be disposed of, before the appropriation bill for the purchase of the Mahuka site is drawn and sent to congress.

The remaining interest is that of E. O. Hall & Son, lessees of the corner property, and involves a nice legal question, as to the amount of damages that shall be allowed the company for its enforced removal from the present location to some new site. The company, in its answer to the government at the time the original condemnation suit was filed, set forth this estimated damage at \$25,000.

It is not likely that case will be taken up before January 6, even if the present hearing is settled immediately, as the remaining jurors of the venire have been excused until that date. If the situation warrants they might be recalled, however, to permit the early selection of a jury for the remaining case.

**MERCHANTS  
NOT IGNORED**

Joint Committee of Nine Will  
Consider the Question of  
Amalgamation

A chance remark by a member of the Merchants' Association this morning indicated that an impression existed that the association was being ignored in the preliminary negotiations for amalgamation of all the commercial bodies of Honolulu. A. J. Gignoux, president of the association, being asked about it promptly cleared up the matter with the statement that the association had been requested to appoint a committee of three to meet with the general committee. For further information he referred the reporter to George W. Smith, a member of the general committee.

"No progress was made at the recent meeting of the committee," Mr. Smith replied to a question, "except that the chairman of the committee, Mr. Tenney Peck, was requested to ask the Merchants' Association and the Chamber of Commerce each to appoint a committee of three to meet with a committee of three from the general committee appointed at the conference at the University Club on May 29 last."

Chas. P. Taft, brother of the President, donated \$150,000, to the losing campaign. It cost the Republicans close to \$1,000,000 to lose the campaign.

### FRUIT FLY QUARANTINE FOUND VOID

Judge Wise of Hilo Says Agri-  
cultural Board Usurps Power  
—Legislature Never Meant  
to Give Body Power to Make  
Regulations of Penal Nature

(Special Wireless to the Star-Bulletin)  
HILO, December 11.—In the case of the Board of Agriculture against Correa, who was arrested for violation of the fruit fly quarantine by bringing fruit into Hilo from another district, Judge Wise today rendered a decision in favor of Correa.

In his judgment discharging the defendant, the district magistrate says that the legislature never meant to give power to any board to make regulations of a penal nature. He construes the act in the most liberal way, holding that it applies only to importation of fruit into the Territory and cannot in any way affect local conditions.

The decision means that the inter-island inspection of fruit, which the board of agriculture and forestry has been carrying on for many months, is illegal.

An appeal will be taken by the board of agriculture on points of law.

Correa refused to surrender certain fruits that he had brought to town, when demanded so to do by the local fruit quarantine inspector, and a warrant was issued for his arrest. He was allowed to go on his own recognizance pending the trial.

### VOLCANO READY FOR XMAS SHOW

Reports from Crater Show  
There Will Be Big Display  
During Holidays

Predictions made some time ago at the Kilauea observatory that the fiery crater would have a climax of activity about Christmas are borne out by later observations on the part of the scientists at the volcano.

Prof. H. O. Wood, assistant to T. A. Jaggar, Jr., now predicts with some confidence that the crater will show very brilliant display for four days, December 23, 24, 25 and 26. The actions of the big volcano during the last few days have given the scientists cause to expect that their prophecies are going to materialize.

This week there is much activity in the crater. Tourists and island visitors who returned on the Mauna Kea yesterday had a splendid view of the molten mass boiling and seething in the pit last Saturday and Sunday nights. The molten lava is rising slowly, with occasional short periods of dropping, and the fires are so vivid that they are visible often in the daytime. At evening, the breezes need only to blow a little of the smoke and sulphur fumes away before the brilliant spectacle is seen from all sides of the great cauldron.

From present indications, the Christmas travel to the volcano is going to be very heavy. With the reports of almost daily increasing activity on the part of Pele's fires and with the now fairly confident predictions on the part of the observers that for the next fifteen days the volcano is going to be as active as it has been in years, there will be scores of people ready to take the trip during the holidays.

### UNVEIL PICTURE OF HARTWELL, C.J.

The University Club Monday afternoon "honored itself by honoring its first president," and unveiled a portrait of the late Judge Hartwell, founder of the club, as well as its first head. The picture, a three-quarter length of the jurist, seated in a chair, was painted by James A. Wilder. About fifty prominent members of the club were present, and the club president, Walter Dillingham, made an address of acceptance, after which he withdrew the curtain that veiled the picture. Governor Frear followed with a speech, dealing entirely with the Hartwell he had known, as lawyer and club member.

MUST PAY PENALTY



CHARLES HYDE  
Former City Chamberlain of New  
York, who has been sentenced to  
imprisonment on bribery charge.

### Mott-Smith Not Willing To "Gov" For Frear Now

Secretary Mott-Smith has refused to serve as Acting Governor during Governor Frear's junketing trip to Laysan Island, and the Governor smiles and refuses to remove him for insubordination. The situation is peculiar.

"When he leaves I'm going to lock the door of his office, hide the key, stuff the keyhole with wax and let the dust settle on his furniture," was Mott-Smith's startling announcement this morning.

"And if anyone comes asking me to do things as acting governor I'm going to compel them to produce proof that the governor is outside the city and county of Honolulu."

Asked for further details, he explained:

"The statute shows that Laysan belongs to the city and county of Honolulu. No matter how many hundred miles away it may be, it is just as much a part of Honolulu as is Kaimuki, according to law. Now the statute further says that the secretary shall serve as acting governor when the chief executive is smitten by death, illness or other disability, or has removed from the territory. Therefore, I can't be acting governor until he gets outside the territory."

"Of course, when he goes outside the three-mile limit I become the acting governor, but how am I to know when he is beyond that boundary? How will he himself know? It hasn't been customary for me to assume his duties when he takes a jaunt over to Hilo or any other of the islands. Why should I do so now?"

"And of course, if he goes to Midway, and word is sent back from the cable station there of his arrival, then I must take up the reins of government, because Midway, I understand, is outside the territory, although it belongs to the United States. But I suspect he won't cable, and I probably will not be informed formally of his withdrawal from the territory."

"Mott-Smith has never yet failed to do the right thing at the right time and I guess he won't now," is the Governor's brief comment.

### PINEAPPLE COMPANY WON'T MIX THINGS

"This is the first I have heard about it," said James D. Dole, president and manager of the Hawaiian Pineapple Company, in answer to a question regarding a rumor that the company was contemplating the canning of preserves and jellies from various fruits next year.

Mr. Dole shook his head and smiled on hearing the rumor stated, then gave the plain denial as quoted. The rumor has been used in fact as discouragement of a small jam and jelly enterprise owned by a local company.

MAUI IS PROSPEROUS.

"Everything is in fine shape over on Maui," said Captain E. H. Parker, pilot and harbormaster of Kahului, to a Star-Bulletin man this afternoon. "Business is good all around and the people are looking forward to brisk times when the new harbor is completed."

"Work on the breakwater contract awarded to the Kahului Railroad Company is not due to begin until March, but we are going to have a fine little harbor there."

This is Captain Parker's first visit to Honolulu, his old home port, in four years.

## WILL INSIST UPON AN ADRIATIC PORT

Plenipotentiary On His Way From Belgrade To London To Attend Peace Conference Notifies Powers That His Government Intends To Stand Firm On That Basis—Meeting Of Ambassadors To Be Informal And Non-Committal Declares English Foreign Secretary.

(Special to the Star-Bulletin)

PARIS, France, Dec. 11.—Austria-Hungary will have to give way or fight. Such is the determination of the Serbian government, declares the plenipotentiary, on his way to the peace conference in London. The government at Belgrade has all along insisted that it is entitled to a port on the Adriatic and this contention will be its chief one when the terms of possible peace with Turkey are discussed. Austria has protested against this, and the difference is what has strained the relations of the two countries. It is believed here that if Serbia insists, England, France and Russia will undoubtedly back her up, should Austria, Italy and Germany attempt to force her out of that part of the spoils of war.

CONFERENCE INFORMAL

LONDON, Dec. 11.—Sir Edward Grey, foreign secretary, today defined the exact meaning of the coming peace conference between the ambassadors. He said that the gathering would be strictly informal, and would commit none of the countries concerned in any way.

### "Still Burning Brightly."

LONDON, Dec. 11.—Following a concerted attack upon the fire alarm system of the city, suffragettes today deluged the fire stations of London with post cards, each card bearing the inscription, "extinguish us if you can."

### Middies Disobey Betting Order

(Associated Press Cable)

ANNAPOLIS, Maryland, Dec. 11.—More than four hundred midshipmen here have been found guilty of having disobeyed the order against betting, and will be punished as soon as the Navy Department decides upon the nature of the penalty to be inflicted. The offense is said to have been committed by the middies in connection with the army and navy football game. More than two thousand dollars was bet by a pool, formed by the students here.

TAFT MAY TEACH LAW AT YALE

WASHINGTON, Dec. 10.—President Taft is reported to be seriously considering an offer from the faculty of his alma mater, Yale university, to take the Kent professorship of law at New Haven. This offer is along the line which the President has time and again expressed himself partial to. The salary, five thousand dollars a year, is not a consideration, as Mr. Taft is fairly well to do in his own right. It is reported that his brother, Charles Taft of Cincinnati, is anxious to have Mr. Taft return to the President's native city and resume the practice of law. Nothing definite has been decided upon as yet.

CHARLES HYDE IMPRISONED

NEW YORK, Dec. 11.—Charles Hyde, former city chamberlain, and one time law partner of Mayor Gaynor, has been sentenced to serve three years in the State prison. He has been charged and found guilty of bribery.

Hyde, former city chamberlain of New York, was charged with a violation of the Federal banking laws, it being alleged that as city chamberlain he had deposited municipal funds in various banks for the benefit of his friends, and that the city treasury had been used for some "high finance" schemes. The failure of the Carnegie Trust Company precipitated the prosecution of Hyde, who had put funds in the institution. The chamberlain was a former law partner of Mayor Gaynor, and the defense alleged the prosecution was part of a political plot.

CENTURION'S VICTIM ASPREY

WEYMOUTH, Eng., Dec. 11.—The British battleship Centurion arrived here this morning, assisted by several naval tugs. Her bows are severely damaged and she will be in dry dock for some time to come as a result of her collision night before last. Information from Lloyd's today indicates that the ship sunk by the Centurion was the salvage steamer Asprey, carrying a crew of eight men, all of whom are reported lost.

AVIATOR BREAKS RECORDS

TUNIS, Tunis, Dec. 11.—The aviator Garros today broke all world's records for high flying. He ascended in his aeroplane to a height of 19,032 feet, or nearly four miles above the surface of the earth. The previous altitude record was made by a Frenchman, La Gagneux, who reached 17,881 feet.

VIRGINIA BANDIT SENTENCED

WYTHEVILLE, Virginia, Dec. 11.—Sidna Allen was today sentenced to serve five years in the State prison, having been found guilty of a charge of "involuntary manslaughter" in connection with the "shooting up" of the court here last May.

HIS ATTORNEYS QUIT JOHNSON

CHICAGO, Dec. 11.—The two negro attorneys who have been looking out for Jack Johnson's legal difficulties here, today resigned their jobs. They refuse to have anything more to do with the negro since he ignored their advice and married Lucille Cameron.